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14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 OAKLAND DIVISION

17 UNITED STATES OF AMERICA,) No. CR 07-00286 SBA
18 Plaintiff,)
19 v.) STIPULATION TO SCHEDULE
20 JULIO BEJAR-NAVARETE,) HEARING FOR CHANGE OF PLEA AND
21 Defendant.) SENTENCING; [PROPOSED] ORDER
22 EXCLUDING TIME

23 Plaintiff, by and through its attorney of record, and defendant, by and through his attorney
24 of record, hereby stipulate and ask the Court to find as follows:

25 1. The government and defendant have reached a negotiated disposition in which
26 defendant would plead guilty to an indictment pursuant to a binding plea agreement.

27 2. Accordingly, the parties hereby submit the proposed plea agreement, submitted
28 under separate cover for the Court's consideration pursuant to Federal Rule of Criminal
Procedure 11(c)(1)(C). The parties further stipulate and request that the Court find and order the
following:

STIPULATION AND [PROPOSED] ORDER
CR 07-00286 SBA

1 (a) That the parties have submitted a plea agreement for the Court's consideration
 2 pursuant to Federal Rule of Criminal Procedure 11(c)(1)(C), and that a hearing for change of plea
 3 and imposition of judgment and sentence be scheduled for 10:00 a.m. on December 18, 2007;
 4 and that the time period from November 27, 2007, through December 18, 2007, is excludable
 5 under the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(1)(I) because that period of delay
 6 results from consideration by the Court of a proposed plea agreement entered into by the
 7 defendant and the government pursuant to Federal Rule of Criminal Procedure 11(c)(1)(C).

8 (b) That the defendant waives his right to a full pre-sentence report by U.S. Probation,
 9 and the parties request that U.S. Probation prepare only a criminal history report pertaining to the
 10 defendant.

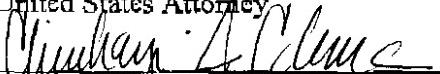
11 (c) That in light of the above, the status hearing presently set for November 27, 2007,
 12 at 11:00 a.m. may be vacated.

13 IT IS SO STIPULATED.

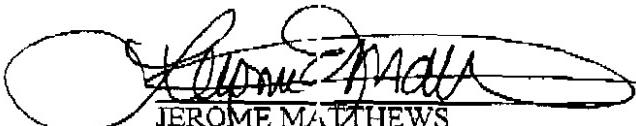
15 DATE: November 16, 2007

Respectfully submitted,

16 SCOTT N. SCHOOLS
 United States Attorney

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 CHINMAY P. COLEMAN
 Assistant United States Attorney

20 Dated: November 16, 2007


 JEROME MATTHEWS
 Attorney for Defendant

23 [PROPOSED] ORDER

24 FOR GOOD CAUSE SHOWN, IT IS SO FOUND AND ORDERED THAT:

25 A hearing for change of plea and imposition of judgment and sentence is hereby
 26 scheduled for 10:00 a.m. on December 18, 2007. Time is excluded for purposes of the Speedy
 27 Trial Act from November 27, 2007, through the hearing date of December 18, 2007, pursuant to
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STIPULATION AND [PROPOSED] ORDER

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1 18 U.S.C. § 3161(h)(1)(I) because that period of delay results from consideration by the Court of
2 a proposed plea agreement entered into by the defendant and the government pursuant to Federal
3 Rule of Criminal Procedure 11(c)(1)(C).

4 The United States Probation Office is ordered to prepare a presentence report as to
5 criminal history only pertaining to defendant.

6 The status hearing presently set for November 27, 2007, at 11:00 a.m. is hereby vacated.
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8 DATED: _____

9 HONORABLE SAUNDRA BROWN ARMSTRONG
10 UNITED STATES DISTRICT JUDGE
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STIPULATION AND [PROPOSED] ORDER
CR 07-00286 SBA